
South Dakota Public Utilities Commission Grain Dealer/Grain Warehouse Application

Please Read the Instructions before Completing the Application

TYPE OF FACILITY To Be Completed By All Applicants

- | | | |
|------------------------------|---|---------------------------------|
| (S) <input type="checkbox"/> | State Licensed Grain Storage Facilities | Complete Sections 1, 2, 3 and 4 |
| (F) <input type="checkbox"/> | Federally Licensed Grain Storage Facilities | Complete Sections 1, 3 and 4 |
| (N) <input type="checkbox"/> | Non-Storage Warehouse Facilities - Operate Warehouse
Facilities For Purchasing And Selling But Not Storing | Complete Sections 1, 3 and 4 |
| (T) <input type="checkbox"/> | Truck Grain Dealer | Complete Sections 1, 3 and 4 |
| (B) <input type="checkbox"/> | Grain Broker - No Facilities or Trucks | Complete Sections 1, 3 and 4 |

SECTION 1 General Information

1) Legal Name of Company: _____

DBA: _____

2) Headquarters Mailing Address: Street: _____

City, State, Zip: _____

Telephone Number: _____ Fax Number: _____

Email contact: _____ **2nd:** _____ **Web site:** _____

3) Has there been a change in ownership, including mergers since last year? ____ Yes ____ No

If yes, by whom was business previously operated? _____

4) If applicant is sole owner, please give name: _____

If applicant is a corporation, please provide the following:

President _____ Address: _____

City, State, Zip: _____

Phone: _____ Fax: _____

5) If applicant is a partnership, please give names and addresses of partners:

NAME

ADDRESS

CITY, STATE AND ZIP CODE

Attach additional sheet if necessary to list other partners.

6) If you operate warehouse facilities (elevators), list each municipality or location in which you intend to operate during the licensing year:

***** (State Licensed Storage Facilities Complete Section 2, Other Applicants Go To Section 3) *****

(STATE LICENSED STORAGE FACILITIES)
THIS SECTION IS TO BE COMPLETED BY GRAIN WAREHOUSE LICENSE

- 3) Do you purchase grain for the purpose of resale? Yes _____ No _____
If yes, complete Section 3, Number 3.

SECTION 3

**This Section Is To Be Completed By All Grain Dealer License Applicants
Brokers - Please Complete Question # 3 and Continue To Section 4.**

- 1) Please list all trucks you intend to use in your grain buying operations. Attach additional sheet if necessary.

	YEAR	MAKE	VIN (SERIAL NUMBER)		YEAR	MAKE	VIN (SERIAL NUMBER)
1.				11.			
2.				12.			
3.				13.			
4.				14.			
5.				15.			
6.				16.			
7.				17.			
8.				18.			
9.				19.			
10.				20.			

- 2) Grain Dealers who operate trucks for grain dealing activities are required by law to affix a decal in the lower left inside corner of the windshield of each truck. Decals will be provided by the Commission at a cost of \$7.00 each.
- 3) If you are a **truck grain dealer or a grain broker**, please list the total dollar value of grain purchased during your last **fiscal** year.
All Grain Purchased \$ _____ Purchased in South Dakota \$ _____

SECTION 4

TO BE COMPLETED BY ALL APPLICANTS

- 1) Please provide a bank credit reference and the name of the accounting firm that acts as your
- A. Name of Bank: _____
Contact Person: _____ Telephone: () _____
- B. Name of Accountant: _____
Contact Person: _____ Telephone: () _____
- 2) Do you purchase grain using voluntary credit sale contracts (delayed price, deferred payment, minimum price, etc.)?
___ Yes ___ No **If yes, please forward a copy of each type of contract you use if you haven't done so in previous years.**
- 3) Do you use Hedge to Arrive Contracts? ___ Yes ___ No **If yes, please forward a copy if you haven't done so in previous years.**
- 4) Pursuant to SDCL 49-45-6, forward to the Commission a consolidated financial statement prepared in accordance with the rules outlined in the attached notice. Incomplete financial information, or that which is prepared in an unacceptable format, will be returned and a license will not be issued until acceptable information is received.
- 5) I hereby authorize the Commission to investigate the financial information submitted for the purpose of verifying its accuracy and truth. My creditors and others who possess knowledge of this information may release it to or discuss it with the Commission or its staff for the purpose of determining whether I will receive the license applied for. I understand this information will be treated as confidential information and will be disclosed to no one without my permission other than the Commission and its staff.

Pres. - Vice Pres. - Partner - Individual Date

(CORPORATE SEAL)

Secretary - Partner Date

Section 5
BOND FORMULAS, FEE SCHEDULES AND FILING INSTRUCTIONS

1) The bond required for grain warehousemen and grain dealers is determined as follows:

A. **WAREHOUSE BOND FORMULA**

A grain warehouseman must obtain a single bond in an amount equal to one-half of the local market value of the grain stored at all warehouse locations. However, a warehouseman shall provide a minimum bond of no less than **\$25,000** at any one municipality or location. The bond shall describe with particularity the exact locations of the warehouses to be covered.

B. **GRAIN DEALER BOND FORMULA**

The minimum bond required to obtain a grain dealer license is **\$50,000**. A grain dealer who operates at multiple municipalities or locations must obtain bond coverage for each of those municipalities or locations. A single bond shall be filed covering all locations.

2) **EXECUTION OF BOND - PLEASE READ *******

A. **SURETY COMPANY** - Check to make sure the following has been completed: *****

1. Appropriate coverage has been specified according to formula(s) for grain warehouse, grain dealer or both (**see #1**).
2. Bond has been signed (front).
3. Acknowledgement of surety completed.
4. Power of attorney is attached and dated on or after the signature date of the attorney-in-fact.

B. **APPLICANT** - Check to make sure the following has been completed: *****

1. Bond has been signed (front). If a corporation, two officers must sign (The same two officers should also sign the application).
2. Acknowledgement of Individual/Partnership or Corporation has been completed. If a corporation, both signatures must be notarized and the acknowledgement should be dated on or after the execution date of the bond.

3) Fee Schedules

A. **Grain Warehouses: \$160.00 per location or municipality.**

B. **Grain Dealers: \$160.00 per location or municipality.**

NOTE: If you are also making application to operate a grain warehouse or currently hold a state grain warehouse license, the fee for the grain dealer license is waived.

C. **Truck Decals: \$7.00 per truck.**

4) **HAVE YOU ENCLOSED THE FOLLOWING? (Unless previously submitted)**

- ☐ An application completed and signed.
- ☐ Appropriate license and decal fees: Make checks payable to the South Dakota Public Utilities Commission.
- ☐ Properly executed bond - check bond against the instructions above.
- ☐ A financial statement prepared in accordance with the enclosed requirements, please refer to the attached notice.
- ☐ Copies of all grain purchase contracts used by your facility, *copy of an original if computer generated.*
- ☐ A self-addressed stamped envelope for return of your license.

MAIL TO: South Dakota Public Utilities Commission, Transportation/Warehouse Division, 500 East Capitol Avenue,
Pierre, South Dakota 57501-5070

Contact the Commission at (605) 773-5280 if you have any questions.